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8 **UNITED STATES DISTRICT COURT**  
9 **DISTRICT OF NEVADA**

10 UNITED STATES OF AMERICA,

11 Plaintiff,

12 v.

13 MARIO CHAIDEZ,

14 Defendant.

2:20-CR-294-JAD-BNW

**Preliminary Order of Forfeiture**

15 This Court finds Mario Chaidez pled guilty to Counts One and Two of a Two-Count  
16 Criminal Information charging him with felon in possession of a firearm in violation of 18  
17 U.S.C. §§ 922(g)(1). Criminal Information, ECF No. \_\_; Change of Plea, ECF No. \_\_; Plea  
18 Agreement, ECF No. \_\_.

19 This Court finds Mario Chaidez agreed to the forfeiture of the property set forth in  
20 the Plea Agreement and the Forfeiture Allegation of the Criminal Information. Criminal  
21 Information, ECF No. \_\_; Change of Plea, ECF No. \_\_; Plea Agreement, ECF No. \_\_.

22 This Court finds, pursuant to Fed. R. Crim. P. 32.2(b)(1) and (b)(2), the United  
23 States of America has shown the requisite nexus between property set forth in the Plea  
24 Agreement and the Forfeiture Allegation of the Criminal Information and the offenses to  
25 which Mario Chaidez pled guilty.

26 The following property is any firearm or ammunition involved in or used in any  
27 knowing violation of 18 U.S.C. § 922(g)(1) and is subject to forfeiture pursuant to 18 U.S.C.  
28 § 924(d)(1) with 28 U.S.C. § 2461(c):

- 1 1. a Colt 1911 .45 caliber handgun, bearing serial number CV43795;
- 2 2. an AMT Back Up .22 caliber semiautomatic pistol, bearing serial number
- 3 F07249;
- 4 3. two .22 caliber magazines;
- 5 4. .22 caliber ammunition; and
- 6 5. any and all compatible ammunition.
- 7 (all of which constitutes property).

8 This Court finds that on the government's motion, the Court may at any time enter  
9 an order of forfeiture or amend an existing order of forfeiture to include subsequently  
10 located property or substitute property pursuant to Fed. R. Crim. P. 32.2(e) and  
11 32.2(b)(2)(C).

12 This Court finds the United States of America is now entitled to, and should, reduce  
13 the aforementioned property to the possession of the United States of America.

14 NOW THEREFORE, IT IS HEREBY ORDERED, ADJUDGED, AND  
15 DECREED that the United States of America should seize the aforementioned property.

16 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED all possessory  
17 rights, ownership rights, and all rights, titles, and interests of Mario Chaidez in the  
18 aforementioned property are forfeited and are vested in the United States of America and  
19 shall be safely held by the United States of America until further order of the Court.

20 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the United States  
21 of America shall publish for at least thirty (30) consecutive days on the official internet  
22 government forfeiture website, [www.forfeiture.gov](http://www.forfeiture.gov), notice of this Order, which shall  
23 describe the forfeited property, state the time under the applicable statute when a petition  
24 contesting the forfeiture must be filed, and state the name and contact information for the  
25 government attorney to be served with the petition, pursuant to Fed. R. Crim. P. 32.2(b)(6)  
26 and 21 U.S.C. § 853(n)(2). In the alternative, if the value of the property is less than \$1,000,  
27 the government may instead serve every person reasonably identified as a potential claimant

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1 in lieu of publication pursuant to Fed. R. Crim. P. 32.2(b)(6)(C) with Fed. R. Civ. P. Supp.  
2 Rule G(4)(a)(i)(A).

3 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that any individual  
4 or entity who claims an interest in the aforementioned property must file a petition for a  
5 hearing to adjudicate the validity of the petitioner's alleged interest in the property, which  
6 petition shall be signed by the petitioner under penalty of perjury pursuant to 21 U.S.C. §  
7 853(n)(3) and 28 U.S.C. § 1746, and shall set forth the nature and extent of the petitioner's  
8 right, title, or interest in the forfeited property and any additional facts supporting the  
9 petitioner's petition and the relief sought.

10 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a petition, if any,  
11 must be filed with the Clerk of the Court, 333 Las Vegas Boulevard South, Las Vegas,  
12 Nevada 89101, no later than thirty (30) days after the notice is sent or, if direct notice was  
13 not sent, no later than sixty (60) days after the first day of the publication on the official  
14 internet government forfeiture site, [www.forfeiture.gov](http://www.forfeiture.gov).

15 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED a copy of the  
16 petition, if any, shall be served upon the Asset Forfeiture Attorney of the United States  
17 Attorney's Office at the following address at the time of filing:

18 Daniel D. Hollingsworth  
19 Assistant United States Attorney  
20 James A. Blum  
21 Assistant United States Attorney  
22 501 Las Vegas Boulevard South, Suite 1100  
23 Las Vegas, Nevada 89101.


24 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED the notice  
25 described herein need not be published in the event a Declaration of Forfeiture is issued by  
26 the appropriate agency following publication of notice of seizure and intent to  
27 administratively forfeit the above-described property.

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1 IT IS FURTHER ORDERED, ADJUDGED, AND DECREED that the Clerk send  
2 copies of this Order to all counsel of record.

3 DATED: July 19, 2021.

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7 JENNIFER A. DORSEY  
8 UNITED STATES DISTRICT JUDGE  
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